

~~Appl No: 09/629,764~~~~PATENT~~

Filed: April 10, 2001

Office Action Mailed: June 8, 2004

**REMARKS/ARGUMENTS****The Rejection of the Claims Under 35 U.S.C. § 103(a) is Overcome**

The Official Action rejected claims 1-3, 7, and 10 under 35 U.S.C. § 103(a) as being unpatentable over United States Patent No. 5,911,121 to Andrew, in view of United States Patent No. 5,848,152 to Slipy et al.

Claims 4 and 9 are rejected under 35 U.S.C. § 103(a) as being unpatentable over United States Patent No. 5,911,121 to Andrew, in view of United States Patent No. 5,848,152 to Slipy et al. further in view of United States Patent No. 6,285,891 to Hoshino.

Claims 5 and 6 are rejected under 35 U.S.C. § 103(a) as being unpatentable over United States Patent No. 5,911,121 to Andrew, in view of United States Patent No. 5,848,152 to Slipy et al. further in view of United States Patent No. 6,356,543 to Hall et al.

Claim 8 is rejected under 35 U.S.C. § 103(a) as being unpatentable over United States Patent No. 5,911,121 to Andrew, in view of United States Patent No. 5,848,152 to Slipy et al. further in view of United States Patent No. 6,104,168 to Aranovich.

Applicants respectfully traverse these rejections.

Applicants respectfully traverse this rejection. The configuration data in Andrews is prestored and the cover only has program selector means for the phone to detect in order to know which set of the prestored configuration data to use. Applicants invention as claimed has the configuration data either stored on the removal cover or the removal cover has a location from which the mobile can download the data.

The set-up of Andrews cannot not take into consideration after manufactured content. Whereas, Applicants Invention can use configuration data which is

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developed long after the mobile has been manufactured as the cover has address to data or the data itself.

Additionally, Applicants invention allows for third parties to develop and market their own configuration data. The user of mobile is not limited to the data developed and prestored by the manufacturer of mobile. For example, Disney Corporation may develop a cover with their proprietary characters graphically on the cover. With the Applicants invention the cover may also have configuration data which can be downloaded onto the phone which will provide wall-paper, ring-tones, games...associated with the Disney characters.

Applicants submit that the amended claims are patentably distinct from the cited references taken alone or in combination.

Claim 1 has been amended to include the limitation of an identity means including readable data stored in a memory of the user-exchangable housing cover.

Claim 4 has the limitation that operating characteristic configurations are downloaded.

Claim 5 has been amended to include the limitation of the memory of the cover has an address to the server from which the data comprising operation characteristic configurations may be downloaded without the user manually entering the address. Column 3 and 4 of Hall et al. (6,356,543) specifically has the user manually selecting. Hall et al nor other cited references alone or in combination teach that the memory of an exchangeable cover may include an address from which the configuration data may be downloaded.

Claim 11 has the limitation readable data is stored in memory of user-exchangable cover.

Since the independent claims are patentably distinct from the cited references, taken either individually or in combination, the claims that depend therefrom are also patentably distinct from the cited references for at least the same reasons since the dependent claims include each of the elements of a respective independent claim.

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Consequently, Applicant submits that, for at least those reasons set forth above, the rejections of the claims under 35 U.S.C. § 103(a) are therefore overcome.

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Applicants submit that all rejections have been overcome and all claims are allowable over the prior art. Since all claims are in condition for allowance, a Notice of Allowance is respectfully requested.

No Extensions of Time are requirement for this Amendment. However, if any extension fee is due by the present Amendment or any other paper submitted during prosecution of the present application, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fees required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 50-0270.

Respectfully submitted,

*31 August 2004*

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